

Trademark Upheld by Court.
The value of a trademark has been shown again in the settlement on Saturday of an action by the Rogers-Peet Company against Bernheim & Co., Inc., proprietors of "Matthew's Modern Clothing Shop" at No. 1145 Broadway to prevent the latter from using the name "Scotch Mist" as a fabric designation. The Rogers-Peet concern originated a waterproofed Scotch woolen which it trademarked as "Scotch Mist." The Bernheim company sold clothing not

made by Rogers-Peet under this name. After trial the decree of the Supreme Court enjoined the Bernheim company from any use of the trademark in connection with the manufacture or sale of men's clothing.
Lillian Russell's Sister Dies.
Mrs. Ida K. Schultze, sixty years old, sister of Lillian Russell, the actress, died yesterday at her home in Montross Avenue, Rutherford, N. J., from typhoid meningitis. Mrs. Schultze was Second Reader of the First Church of Christ, Scientist.

KOCH & Co.
Established 1894
125th Street, West

250 Fine Leghorn Hats

Never Before Priced
Less Than \$2.45

97c each

Medium and large flare shapes,
suitable for sport or dress wear. Second Floor.

Stewart & Co.

Correct Apparel for Women & Misses
5th Avenue at 37th Street

Tomorrow, Wednesday,

Unrestricted Choice Without Reserve

Every Cloth Suit in Stock

To the \$15.00 lot are added a number of Taffeta Silk Suits

10.00

and

15.00

Former prices varied to \$45.00

High cost suits of Men's Wear Serge, Gabardine, Velour Checks, Taffeta Silks,
Poirot Twill and Mixtures.

**STAGE FAVORITES
TO ATTEND BAZAAR
FOR ALLIES TO-DAY**

E. H. Sothorn and Sir Herbert
Tree Auction Books—Julia
Marlowe Will Be There.

ELSIE FERGUSON, TOO.

Tapestry Worth \$25,000 Is
Placed on Exhibition—Visitor
Donates \$15,000 Ring.

To-day is French Day at the Allied
Bazaar in the Grand Central Palace.
Special features of the programme
will be the appearance of Miss Julia
Marlowe in costume at the Authors'
and Artists' booth, a sale of au-
tographed books by E. H. Sothorn and
Sir Herbert Tree, Miss Elsie Fergu-
son's auction of a painting of herself
at the Booth of the Nine Allies, and
Mrs. Vernon Castle, Mrs. James
Roosevelt, Miss Valli Valli and others

**Young Saleswoman at Bazaar
For Allies and a Titled Visitor**



DUC De
CHAULNES
and GLADYS OLCOTT

as stock brokers, selling railway
shares at the Lafayette Fund Booth.
An interesting exhibit will be a
\$25,000 tapestry of the seventeenth
century.

Forty thousand visitors crowded the
bazaar yesterday for British and
Canadian Day.

Mrs. Robert Bacon, in charge of the
booth of the American Ambulance
Hospital in France, had the most im-
portant and valuable capture of the
day. A woman who refused to give
her name handed Mrs. Bacon a ring
containing a large diamond and a
large emerald in a setting of twelve
smaller diamonds, to be sold at that
booth. The stranger said the allies'

cause was very dear to her and she
wanted to make a real sacrifice for
it. Mrs. Bacon had the ring examined
by a jewelry expert, who told her that
the ring was worth \$15,000.

"That woman had tears in her eyes
when she offered it," said Mrs. Bacon.
Lord and Lady Aberdeen were en-
tertained at the British War Relief
Booth yesterday. In the course of a
speech Lord Aberdeen read several
letters from Englishmen in the
trenches telling of the bravery of
their Irish comrades.

A Louis XIV. gown, made by Mme.
Andre, attracted much interest at
the Authors and Artists' Booth. It
is to be disposed of by drawing. Mrs.
Philip Holman, wife of the French
artist, and Miss Lafelle sold many
chances for the gown.

The young DuC De Chaulnes,
nephew of Theodore Shonts, was a
visitor at the Russian section of the
Booth of the Nine Allies. Young
Miss Gladys OLCOTT was one of the
most successful saleswomen of the
day.

One of the most interesting and
beautiful exhibits at the bazaar is the
Chinese temple lent by Charles Mil-
ler, antiquarian. One step behind the
embroidered crimson curtain and one
enters the temple. Through the haze
of burning incense rising before the
altars may be seen the figures of
many gods and goddesses.
A tiny cottage, with rambling roses
growing over the top, in the rooms
of the British-French-Belgian Per-
manent Blind War Relief Fund, may
be hired for a honeymoon let-a-lets
for \$5. Two glasses of champagne
and a couple of sandwiches are in-
cluded in the price.
George Broward, a collector of
war souvenirs, wanted to buy the
wrecked motor of Pegoud's aeroplane.
He offered \$5,000 for it yesterday af-
ternoon, but was told that none of
these exhibits is for sale.

**LYMAN DECLARES
CUSTOMERS GOT
STOCK PAID FOR**

Accused Broker, Opening De-
fense, Moves for Dismissal,
but Is Overruled.

Still conducting his own case, aided
by his wife, J. Grant Lyman, the
Wall Street broker on trial on a
charge of using the mails in a scheme
to defraud, to-day started his defense
before Judge C. E. Wolverson in the
United States District Court.

Prefacing his actual defense, Ly-
man was given a chance to make
motions.

"I wish to state," he said, "that in
no case presented by the prosecution
has there been paid by customers
the full amount which would entitle
them to the stock the Government
contends they should have received.
I have many witnesses who will
testify that as soon as they paid in
full they received their proper
shares."

Lyman then moved for a dismissal
of the case on several grounds. He
was asked whether he wished to
argue on the motions, but confessed
he could not do that and the Court
immediately ruled on the questions.

First Lyman moved for dismissal
on the ground that no guilt had
been shown. Following a negative
ruling from the bench, Lyman moved
for dismissal on the ground that the
seizure of papers in his office had
been in violation of the law and de-
clared that recent verdicts of higher
courts sustained his contention.

Furthermore, Lyman insisted, the
evidence shown in no wise justified
the allegations in the indictment.
Judge Wolverson ruled that time
for moving the dismissal of the in-
dictment on a demurred had passed.

**"HEIRESS" IS ARRESTED;
EMPLOYER SHORT \$1,400**

Girl Bookkeeper's Sudden Appear-
ance in Finery Followed by
Larceny Charge.

Kate Schur, twenty-one years old,
living with her mother at No. 210
East Ninth Street, was arrested this
morning by Detective Whelan on
complaint of Isaac Stein, a manufac-
turer of clocks and silk goods at No.
10 East Eighth Street, who employed
her as a bookkeeper. She is charged
with grand larceny.

Three months ago Miss Schur an-
nounced that an uncle in Syracuse
had left her a fortune and her re-
sidence became the admiration of her
fellow students. She became exceed-
ingly popular, and her mother said
this morning that a doctor and a
lawyer were among her admirers.

When Mr. Stein's books were bal-
anced at his bank yesterday it was
found that there was a shortage of
\$1,400. Miss Schur was arrested on
the specific charge of raising a \$4
check to \$60 and the police say that
the \$1,400 shortage went for the pur-
chase of her fashionable clothes. The
girl confessed that her longing for
fine clothes and desire for popularity
induced her to rob her employer, the
police say.

**3 KILLED AND 4 HURT
WHEN TRAIN HITS AUTO**

Machine Carrying Veterans Is
Smashed on Pennsylvania Road
at Crossing in Canton, O.

CANTON, O., June 6.—Three per-
sons were killed and four injured
here early to-day when an automobile
was demolished by a freight train at
the Market Avenue crossing of the
Pennsylvania Railroad.

The dead are Mrs. Louis Busse,
forty-five years old; Mrs. Anna Paer,
twenty-six years, and George Rob-
erts, forty. The injured are Millard
E. Campbell, thirty-five years; Stew-
art Shanks, twenty-one; Percy Miller,
twenty-six, and Miss Elizabeth
Hardy, twenty-three.

Albert A. Wilcox Dies.
Albert A. Wilcox, law partner of Gar-
ret A. Hobart, Vice President of the
United States, until Hobart's death in
1899, is dead at his home, No. 287 Twelfth
Avenue, Paterson, N. J., at fifty-five.
He was born in New York. He was a
member of several clubs and was a
Captain in the Old Paterson Light
Guard. He served as Park Commis-
sioner four years.

**CARNES' ALFALFEX IN-
CREASES YOUR WEIGHT**

Get a Dollar Package, Weigh
Yourself and Begin to
Gain Weight.

Any man or woman who is abnor-
mally thin, colorless, debilitated, run-
down and nervous, cannot be happy for
a moment unless they gain flesh and
weight. The surest, quickest way to
add weight is to take Carnes' Alfalex.
These tablets contain the concentrated
extract of alfalfa, and everybody
knows that there is no better flesh
builder than alfalfa for farm animals.
The purified extract is intended for
man's use and when mixed with other
valuable tonic ingredients the results
are surely astonishing. Immediately
you will begin to feel stronger and soon
weigh more. Each package is guaran-
teed satisfactory. Obtain from any well-
stocked druggist, also L. K. Liggett
Stores and Riker-Hegeman—Advt.

Saks & Company
Broadway at 34th Street.



**ATHENA
UNDERWEAR
FOR WOMEN AND CHILDREN**



Athena underwear is
truly fashioned and tal-
lored to fit. It is de-
signed not merely to
approach, but to realize
the outlines of a wom-
an's form.

The shaping—the tal-
loing—is not confined
to any one part. Note
the shaped shoulders,
the proper fullness of
bust—the perfect con-
formation of legs.

The patented seat is
the most remarkable
advancement ever made
in underwear design-
ing; by a unique device
the seat in Athena has
been shaped to fit the
figure snugly in any
posture. There can be
no gaping—no bulging.

If you will see Athena
underwear, you will re-
vise your ideas on the
underwear subject.

Athena is sold only
at Saks in New York

Marshall Field & Com-
pany, Chicago, Makers.

50c to \$1.50 a garment

**PHOENIX
SILK HOSE**

Is ideal in its fulfillment of the needs of current
fashion. It is made of the finest grade of pure-
dye thread silk—lustrous, soft and clinging.
Shapely and perfect-fitting, wonderfully durable
and serviceable.

Women's—75c, \$1.00, \$1.50 and \$2.00

Women's Lisle, 50c

Men's—50c, 75c, \$1.00 and \$1.50

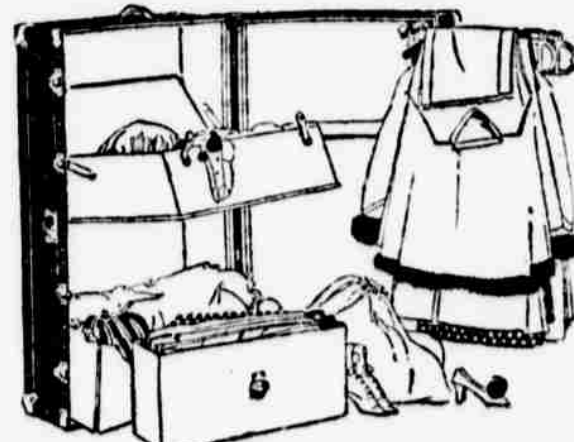
Men's Lisle Hose, 25c

Made in all colors—matching any shade of gown
or any color of footwear. Mail orders promptly
filled.

Saks & Company
Broadway at 34th Street

To-day in the Saks Luggage Dept.

**Neverbreak Hundred
WARDROBE TRUNK**



Price \$15

Roomy—not bulky. Big enough—yet
small enough. Holds six suits or twelve
dresses.

Only trunk with a removable garment
rack.

Guaranteed not to break. Can't cost
excess.

The most-for-your-money trunk on the
market.

To appreciate the con-
venience and great value
of the Sunday World's
Want Directory---
READ IT.

**"FORCE"
TOASTED
WHEAT
FLAKES**

The farmer begins to prepare the soil for our bumper wheat
crops at least a year before the bountiful harvest. Where else but
in the wheat fields of our own great West—could we see such a
sight as this—50 furrows at a single plowing?

Mother Nature supplies the elements of the soil—the sunshine
—and the rain, and the little seed grows and grows. It constantly
picks up body-building and strength-giving properties, so that at
harvest time we have the wonderful grain—Wheat.

This Wheat is for "FORCE"; and "FORCE" TOASTED
WHEAT FLAKES is for you.

For breakfast tomorrow.

Why not try this tasty, health-giving cereal?

The H-O Company, Buffalo, N.Y.
Makers of H-O, Force, and Presto.